

SAFE DRINKING WATER ACT9-70. National Drinking Water Regulations

1. **AUTHORITY.** Pursuant to Section 1412 of the Safe Drinking Water Act, as amended, authority to:
  - a. In situations where the U.S. Environmental Protection Agency has primary enforcement authority, allow individual water systems up to an additional two years to comply with a maximum contaminant level or treatment technique, in accordance with Section 1412(b)(10).
  - b. Approve state multimedia mitigation programs for radon, in accordance with Section 1412(b)(13)(G)(iii).
  - c. Review state multimedia mitigation programs periodically, but not less often than, every five years to determine if they still meet the requirements of SDWA, in accordance with Section 1412(b)(13)(G)(iv).
2. **TO WHOM DELEGATED.** Director, Water Division.
3. **LIMITATIONS.**
  - a. The delegatee must receive concurrence from the director or designee, Enforcement and Compliance Assurance Division, prior to obtaining concurrence from the assistant administrator for Water and the assistant administrator for Air and Radiation for the first state program in the region under 1.b.
  - b. The authority under 1.a. cannot be exercised to provide an additional two-year extension if a two-year extension under Section 1412(b)(10) has been provided in the final rule.
4. **REDELEGATION AUTHORITY.**
  - a. The authority in 1.a. may be redelegated to the branch chief level, or equivalent, and no further.
  - b. The authority in 1.b. and 1.c. may be redelegated to the branch chief level, or equivalent, upon concurrence on the delegation by the director or designee, Air and Radiation Division, and no further.
  - c. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

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5. **ADDITIONAL REFERENCES.** 40 C.F.R. §§ 141.61-.63, 141.73, 141.80; 62 FR 52193-52219.



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Acting Regional Administrator

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Date